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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.1797 OF 2007
IN
WRIT PETITION NO.6869 OF 2003

Kuwait Airways Corporation Employees ... Applicant

V/s.

Kuwait Airways Corporation & Anr. ... Respondents

Mr.Mahesh Londhe for Applicant
Mr.A.Y. Sawant for Respondent

CORAM: **SMT.NISHITA MHATRE, J.**

DATED: **AUGUST 10, 2007**

P.C.:

. The Civil Application has been filed for payment of last drawn salary u/s 17B of the Industrial Disputes Act to Eric Fernandes, a member of the applicant union. According to the applicant, Eric Fernandes was governed by the order of Khanwilkar, J. dated 29.7.2003 directing payment of wages u/s 17B of the Industrial Disputes Act. He was being paid wages till he got employment on 19.4.2007. Eric Fernandes informed the petitioner in the writ petition No.6869 of 2003 that he had secured employment and, therefore, the wages payable to him u/s 17B were stopped. It appears that from 7.6.2007, Eric Fernandes has been relieved of his duties with Ray Aviation Private Limited and, therefore, the applicant has made the present application on his behalf, that he may be paid wages u/s 17B of the Act.

2. In the circumstances, the Civil Application is allowed in terms of prayer clause (a). The Respondents i.e., the petitioners in the writ petition, are directed to pay Eric Fernandes his last drawn salary u/s 17B of the Industrial Disputes Act from 7.6.2007 onwards in terms of the order of Khanwilkar, J. dated 29.7.2003.